

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION**

Muangmol Asanok, Bunthom Fakthaisong, )  
Manat Inthirit, Waeo Kaewsang, Sonthaya )  
Kamonkhorn, Worawut Khansamrit, Jaroon )  
Kitjakan, Chinnawat Kompeemay, Thongsuk )  
Manichantha, Poochit Naentaisong, Suradet )  
Phaengbutdee, Thana Phakhokthom, Bunmee )  
Phaniphat, Montree Phothi, Pornpot )  
Phromchuen, Suppachai Phromwong, Nathee )  
Simluang, Somboon Teebnoidee, Surachai )  
Wannasiri, Pradit Wiangkham, Narin )  
Yiamcharoen, and Surachi Yot On, )

Plaintiffs, )

**CIVIL ACTION NO.  
5:07-CV-48 BO**

vs. )

Million Express Manpower, Inc., Seo )  
Homsombath, Roy Raynor, Sombourne )  
Chinlasith, Evans Farms, Inc., Harold )  
Williamson, Million Express Manpower, )  
Ltd., and Tsai Rong-Fa, )

Defendants. )

**PLAINTIFFS' MOTION FOR DEFAULT JUDGMENT  
AGAINST ALL DEFENDANTS**

In accordance with Rule 55(b)(2) of the Federal Rules of Civil Procedure, Plaintiffs respectfully move this court for default judgment against all Defendants, as set forth herein in the annexed proposed Order and in support hereof would show the Court as follows:

1. Plaintiffs originally filed this civil action brought under the Fair Labor Standards Act, 29 U.S.C. §§ 201 et seq. ("FLSA"), the Trafficking Victims Protection Act, ("TVPA"), 18 U.S.C. §§ 1581 et. seq., the Racketeer Influenced and Corrupt

Organizations Act (“RICO”) 18 U.S.C. §§ 1961 et seq., and North Carolina common law on February 13, 2007.

2. Plaintiffs voluntarily dismissed all claims against Defendant Howell on August 24, 2007 and Defendants Evans and Williamson on June 2, 2008.
3. The Court entered Default against Defendant Raynor on April 3, 2007. The Court entered default against Defendant Homsombath; Defendant Million Express Manpower, Inc., and Defendant Chinlasith on June 6, 2007. The Court entered default against Defendant Million Express Manpower, Ltd. and Defendant Tsai Rong Fa on May 28, 2008.
4. The instant Motion seeks a judgment against these Defendants for Plaintiffs’ claims under the TVPA, RICO and the North Carolina common law of contracts.
5. Plaintiffs support this Motion through pleadings, admissions and by the Memorandum of Law in Support of Plaintiffs' Motion for Default Judgment with declarations and supporting documentation annexed thereto.

WHEREFORE, Plaintiffs respectfully request this Court to grant Plaintiffs' Motion for Default Judgment and enter an order:

- a. finding that the Defendants violated the Plaintiffs' rights under the Racketeer Influenced and Corrupt Organizations Act (“RICO”). the Trafficking Victims Protection Act (TVPA) and breached their contracts with Plaintiffs;
- b. entering judgment against Defendants Million Express Manpower, Inc., Seo Homsombath, Roy Raynor, Sombourne Chinlasith, Million Express Manpower, Ltd. and Tsai Rong-Fa, jointly and severally, for Plaintiffs' claims

under the Racketeer Influenced and Corrupt Organizations Act (“RICO”) in the total amount of \$ \$979,234.50 plus interest from the date of this judgment until paid, to be paid to Plaintiffs in the following amounts:

1. Plaintiff Muangmol Asanok -- \$38,733.00
2. Plaintiff Bunthom Fakthaisong -- \$71,583.00
3. Plaintiff Manat Inthirit -- \$43,908.00
4. Plaintiff Waeo Kaewsang -- \$52,833.00
5. Plaintiff Sonthaya Kamonkhorn -- \$44,833.00
6. Plaintiff Worawut Khansamrit -- \$40,383.00
7. Plaintiff Jaroon Kitjakan -- \$38,733.00
8. Plaintiff Chinnawat Kompeemay -- \$38,769.00
9. Plaintiff Thongsuk Manichantha -- \$49,870.50
10. Plaintiff Poochit Naentaisong -- \$46,833.00
11. Plaintiff Suradet Phaengbutdee --\$36,090.00
12. Plaintiff Thana Phakhokthom -- \$39,090.00
13. Plaintiff Bunmee Phaniphat -- \$39,790.50
14. Plaintiff Montree Phothi - \$54,820.50
15. Plaintiff Pornpot Phromchuen -- \$48,970.50
16. Plaintiff Suppachai Phromwong -- \$38,733.00
17. Plaintiff Nathee Simluang -- \$38,058.00
18. Plaintiff Somboon Teebnoidee -- \$36,783.00
19. Plaintiff Surachai Wannasiri -- \$39, 144.00
20. Plaintiff Pradit Wiangkham -- \$42,483.00

21. Plaintiff Narin Yiamcharoen -- \$56,185.50

22. Plaintiff Surachai Yot On -- \$42,558.00

c. entering judgment against Defendants Millions Express Manpower, Inc, Seo Homsombath, Roy Raynor, Sombourne Chinlasith, and Million Express Manpower, Ltd. in the amount of \$95,021.10, jointly and severally, for Plaintiffs' claims for the breach of their employment contracts plus interest from the date of the judgment until paid, to be paid to the Plaintiffs in the following amounts:

1. Plaintiff Muangmol Asanok -- \$5,989.55

2. Plaintiff Bunthom Fakthaisong -- \$5,480.55

3. Plaintiff Manat Inthirit -- \$3655.55

4. Plaintiff Waeo Kaewsang -- \$9,555.55

5. Plaintiff Sonthaya Kamonkhorn -- \$1,135.55

6. Plaintiff Worawut Khansamrit.-- \$6,555.55

7. Plaintiff Jaroon Kitjakan -- \$5,055.55

8. Plaintiff Chinnawat Kompeemay -- \$5,055.55

9. Plaintiff Thongsuk Manichantha -- \$1,315.55

10. Plaintiff Poochit Naentaisong -- \$5,955.55

11. Plaintiff Suradet Phaengbutde -- \$4,655.55

12. Plaintiff Thana Phakhokthom -- \$4,455.55

13. Plaintiff Bunmee Phaniphat -- \$6,155.55

14. Plaintiff Montree Phothi - \$2,655.55

15. Plaintiff Pornpot Phromchuen -- \$5,355.55

16. Plaintiff Suppachai Phromwong -- \$3,555.55
17. Plaintiff Nathee Simluang -- \$4,555.55
18. Plaintiff Somboon Teebnoidee -- \$3,255.55
19. Plaintiff Surachai Wannasiri --\$4155.55
20. Plaintiff Pradit Wiangkham -- \$1,455.55
21. Plaintiff Narin Yiamcharoen -- \$2,955.55
22. Plaintiff Surachai Yot On -- \$2,055.55

This 17th day of August, 2009.

Respectfully Submitted,

\_\_\_\_/s/ Lori J. Elmer\_\_\_\_\_  
Lori J. Elmer  
Bar No. 24227

\_\_\_\_/s/ Mary Lee Hall\_\_\_\_\_  
Mary Lee Hall  
Bar No. 16347

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## CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Motion for Default Judgment with supporting Memorandum of Law was served by U.S. mail, first class postage prepaid, upon the following Defendants:

Roy Raynor  
415 McLamb Road  
Dunn, NC 28334-7595

Seo Homsombath  
4700-A NC HWY 242 South  
Dunn, NC 28334

Seo Homsombath, Registered. Agent  
Million Express Manpower, Inc.  
4700-A NC HWY 242 South  
Dunn, NC 28334

Million Express Manpower, Ltd.  
1499 Soi Latpao 94 Sriwa Street  
Wangthonglang Sub-District  
Wangthonglang District, Bangkok 10310  
THAILAND

Tsai Rong-Fa  
Million Express Co. Ltd  
1499 Soi Latpao 94 Sriwa Street  
Wangthonglang Sub-District  
Wangthonglang District, Bangkok 10310  
THAILAND

Sam Chinlasith  
6112 Brandon Ave.  
Springfield, VA 22150

This the 17th day of August, 2009.

/s/ Lori J. Elmer \_\_\_\_\_  
Lori J. Elmer